IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO : 16637 of 2004

Between:

K. Prem Veer, S/o. K. Rama Rao,
R/o. H.No. 16-3-688, Chanchelguda, Malakpet, Hyderabad.

..... PETITIONER

AND

1 The Station House Officer, Uppal Police Station,
Cyberabad Commissionarate, Ranga Reddy District.
2 P. Laxman Das, S/o. Not Known
R/o. 16-44-9/A, Nehru Nagar, Ramanthapur,
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Habeas Corpus, directing the 1st respondent to produce the Lavanya, D/o. P. Laxman Das, R/o. 16-44-9/A, Nehru Nagar, Ramanthapur, Hyderabad from the illegal detention by the 2nd respondent i.e., her father before the Honourable High Court and set her be free.

Counsel for the Petitioner:MR.P.VISHNUVARDHAN REDDY

Counsel for the Respondent No 1.: Advocate-General.

Counsel for the respondent No.2 : None appeared.

The Court made the following :

ORAL ORDER:

(Per Hon'ble The Chief Justice)

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1 . The petition was filed seeking writ of Habeas Corpus against the respondents to produce petitioner's wife Lavanya – daughter of 2nd respondent. Petitioner claimed that Lavanya and he contracted marriage in Arya Samaj Temple on 18.12.2003. Being inter-caste marriage, parents were against such marriage and they were not informed of the same. In the meanwhile, respondent No.2, father of Lavanya, having come to know of the marriage, lodged complaint with the police and ever since 09.09.2004 Lavanya was being kept in illegal custody of respondent No.2. Lavanya stated to be studying in B.Com. III year and under illegal confinement of respondent No.2.

2. When petition is taken up by us, learned counsel for the petitioner states

that Lavanya in the meanwhile, i.e., yesterday was able to come back and join the petitioner's company. Petitioner and Lavanya are present today in Court. We had examined them. Lavanya is major and she states that she would like to spend her life happily with her husband – petitioner.

3. Now, as there is no illegal restraint on the movements of Lavanya, writ petition has been rendered
infructuous. In case petitioner has any grievance or apprehension against his parents and respondent No.2, there is no reason why, on his approaching the police authorities, steps will not be taken for providing protection to petitioner's wife or to take out appropriate proceedings against those who interfere with their method of life. Accordingly writ petition stands disposed of.

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DEVINDER GUPTA. C.J.,

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C.V. RAMULU. J.,

Dated: 16.09.2004.

VRK.

To

1 The Station House Officer, Uppal Police Station,
Cyberabad Commissionarate, Ranga Reddy District.
2. The Officer concerned, Public Interest Litigation Cell, High Court Buildings, Hyderabad.

3. The Secretary, A.P. State Legal Aid & Advisory Board, High Court Buildings, Hyderabad.

4. The Secretary to Government of A.P., Home Department, Secretariat, Hyderabad.

5. Two CCs to Advocate General, High Court Buildings, Hyderabad (OUT).

6. Two CDs copies.

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE C.V. RAMULU.

W.P.NO. 16637 OF 2004.

(Order of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 16.09.2004.

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